



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
ATTY. DOCKET NO. 71493-949

Re Patent Application of DAVID W. BOERTJES ET AL

Serial No. 10/029,282

Group Art Unit: 2633

Filed: DECEMBER 28, 2001

Examiner: JASON CHAN

For: PROGRAMMABLE OADM WITH CHROMATIC DISPERSION, DISPERSION SLOPE AND  
AMPLITUDE RIPPLE COMPENSATION, AND METHOD

RECEIVED

JUL 07 2004

Technology Center 2600

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

This Information Disclosure Statement is being filed in the manner prescribed by 37 CFR 1.97(b) - (d) to satisfy the duty under 37 CFR 1.56 to disclose to the Office information, known to individuals associated with the filing and prosecution of the subject application, which is material to the examination of the application.

In accordance with 37 CFR 1.97(g) and (h), this statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 CFR 1.56(b).

This information disclosure statement is being filed within three months of the filing date of a national application, within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or before the mailing date of a first official action on the merits and therefore applicant respectfully requests consideration under 37 CFR 1.97(b).

In compliance with 37 CFR 1.98(a)(1), a list of all patents, publications or other information submitted for consideration by the Office is hereby provided by way of the attached Form PTO 1449.

In compliance with 37 CFR 1.98(a)(2), also enclosed is a legible copy of:

- i) each United States and foreign patent;
- ii) each publication or that portion which caused it to be listed; and

**BEST AVAILABLE COPY**

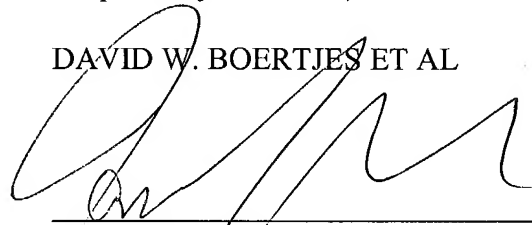
- iii) all other information or that portion which caused it to be listed, excluding any copies of a United States patent application.

It is respectfully requested that the information be expressly considered by the Examiner and that the references be made of record and appear among the "References Cited" on any patent to issue therefrom.

The Patent Office is hereby authorized to charge any deficiency, or credit any overpayment in fees to Deposit Account Number 19-2550.

Respectfully submitted,

DAVID W. BOERTJES ET AL

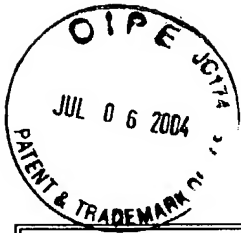


Dated: July 5, 2004

James McGraw  
Reg. No. 28,168  
Smart & Biggar  
Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Ontario  
Canada K1P 5Y6  
Telephone: (613) 232-2486  
Fax: (613) 232-8440

Encls.: Form PTO-1449  
All references listed on Form PTO-1449

BEST AVAILABLE COPY



Form PTO-1449 (Modified)  LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	Atty. Docket No. 71493-949	Serial No. 10/029,282
	Applicant DAVID W. BOERTJES ET AL	
	Filing Date DEC 28, 2001	Group 2633

## REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER							DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROPRIATE
	AA	6	0	8	4	6	9	4	4/7/00	MILTON ET AL	359	124	
	AB	6	4	9	3	1	1	7	12/10/02	MILTON ET AL	359	124	
	AC	6	5	2	9	3	0	0	03/04/03	MILTON ET AL	359	119	

RECEIVED

JUL 07 2004

## FOREIGN PATENT DOCUMENTS

Technology Center 2600

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
													YES	NO

## OTHER ART (including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER		DATE CONSIDERED	

EXAMINER:

Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

BEST AVAILABLE COPY